

*Handwritten:* 1745

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/855,018
	Filing Date	May 15, 2001
	First Named Inventor	FRANK, David
	Art Unit	1745
	Examiner Name	Susy N. Tsang Foster
Total Number of Pages in This Submission	Attorney Docket Number	9351-60

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
<div style="border: 1px solid black; padding: 5px;"> <b>Remarks</b>    </div>		

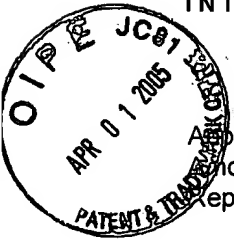
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Bereskin & Parr		
Signature	<i>Handwritten Signature</i>		
Printed Name	Tony R. Orsi		
Date	March 31, 2005	Reg. No.	55,831

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

# Bereskin & Parr

INTELLECTUAL PROPERTY LAW



Appl. No.: 09/855,018

Indt. dated: March 31, 2005

Reply to Notice of Non-Compliant Amendment of Mar. 17, 2005

Tony R. Orsi

B.A.Sc., M.A.Sc. (Elec. Eng.)

416 957 1603 torsi@bereskinparr.com

Appl. No: 09/855,018  
Confirmation No.: 8005  
Applicant : Frank et al.  
Filed : May 15, 2001  
Title : FLOW FIELD PLATE FOR A FUEL CELL AND FUEL CELL  
ASSEMBLY INCORPORATING THE FLOW FIELD PLATE  
TC./A.U. : 1745  
Examiner : Susy N. Tsang Foster  
  
Docket No. : 9351-60  
Customer No. : 001059

Honorable Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

## RESPONSE TO NOTICE OF NON-COMPLIANT RESPONSE

Sir:

This communication is in response to the Notice of Non-Compliant Response dated March 17, 2005. In this response, the Applicant has provided the proper status identifier for each claim. In particular, the Applicant has revised the status identifier for claim 3, from deleted to cancelled. The Applicant further submits that the original response had a complete listing of claims. The original response, with the aforementioned changes, now follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 5 of this paper.

**Amendments to the Abstract** begin on page 12 of this paper.

**Amendments to the Drawings** begin on page 13 of this paper and include both an attached replacement sheet and an annotated sheet showing changes in the **Appendix** which begins on page 33 of this paper.

**Remarks/Arguments** begin on page 14 of this paper.

Scotia Plaza, 40 King Street West, 40th Floor, Toronto, Ontario, Canada M5H 3Y2

Tel: 416.364.7311 Fax: 416.361.1398 [www.bereskinparr.com](http://www.bereskinparr.com)

TORONTO MISSISSAUGA WATERLOO MONTREAL